## Exhibit B3

## Relevant Deposition Excerpts for Bernard L. Madoff

		Page 1	
1	UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK		
2	x		
3	:		
4	SECURITIES INVESTOR PROTECTION : CORPORATION, :		
5	Plaintiff-Applicant, :		
6	-vs- : 08	3-01789 (SMB)	
7	BERNARD L. MADOFF INVESTMENT : SECURITIES, LLC, :		
8	: Defendant. :		
9	: x		
10	:		
11	In re: :		
12	BERNARD L. MADOFF, :		
13	Debtor. :		
14	x		
15	*** CONFIDENTIAL ***		
16	DEPOSITION OF BERNARD L. MADO	OFF	
17			
18	(Taken by the Customers)		
19	Butner, North Carolina		
	June 15, 2016		
20			
21			
22			
23			
24	Reported by: Lisa A. DeGroat, RPR Notary Public		
25			

	CONFID		, , <u>, , , , , , , , , , , , , , , , , </u>
	Page 10		Page 12
1	Is that still your testimony?	1	C - 1.5
2	A. That is. I assume when you're stating,		letters from customers dating from the 1980s in some
3	"I," you're referring to the firm.	3	of the files, would you agree that there was no
4	Q. Yes.	4	policy to destroy letters from a certain period of
5	A. Okay.	5	time?
6	Q. Yes. But that that is accurate today?	6	A. Well
7	A. Yes, it is.	7	MS. BROWN: Objection.
8	Q. Okay. And paragraph three reads,	8	THE WITNESS: You know, as I said, I
9	"Moreover, there were no recorded phone lines in the	9	I don't know to my to my my
	1990s. Hence, we did not accept verbal instructions	10	
	from customers. If they wanted withdrawals, they	11	destruction of records after you know, after
	had to specifically request them in writing, and we	12	•
	retained copies of all such requests in our customer	13	
	files."	14	1.5
15		15	1 1 0
	files, that indicates that the customer did not	16	
	request any withdrawals and would not have received		, ,
	any checks."	18	
19		19	
20		$\begin{vmatrix} 1 \\ 20 \end{vmatrix}$	7.5
21	Q. Okay. Now, do you recall any instance when	21	· · · · · · · · · · · · · · · · · · ·
	there was a loss of customer files within your	$\begin{vmatrix} 21\\22\end{vmatrix}$	<u> </u>
	office?	$\begin{vmatrix} 22\\23 \end{vmatrix}$	1 &
24	A. A loss of customer files? I really didn't	$\frac{23}{24}$	1 2
	keep the files themselves. I mean, I was not	25	
23	keep the mes themserves. Timean, I was not	23	moustry had a practice of not requiring any
	Page 11		Page 13
	responsible for that. So, you know, it's possible,	1	1 3
1	but, you know, I doubt it.	2	<del>-</del>
3	Q. Were your instructions to your staff to put	3	1
l _	letters from customers requesting withdrawals in the	4	
5		5	•
6	A. Yes. That's what	6	their records.
7	Q. Do you recall ever being told that any of	7	BY MS. CHAITMAN:
8	those letters had been misplaced or lost?	8	Ç
9	A. No, I do not.		records were maintained on computer or they were
10	Q. And at the time that the trustee was		maintained in paper files?
11	appointed, do you have any reason to believe that	11	
12	those files were not intact?	12	
13	A. No.		would be destroyed, they would actually just be
14	Q. Now	14	digitized for computer storage; is that right?
15	A. Well, let me correct something.	15	A. I believe that's the case. Yes.
16	Q. Sure.	16	Q. Okay. Now, when new customers came to yo
17	A. I mean, there is there's a six year	17	at the inception of the relationship, did you did
18	record required record-retention requirement in	18	you similarly require that any requests for
19	the securities industry. So there was a a period	19	withdrawals be put in writing?
1	of time when the records might have been destroyed	20	
	once they went past that period of time, you know.	21	
22	You know, that's something that, you know,		customer?
	I I was not in charge of. So, you know, I paid	23	
1	no attention to that. That was under the usually	24	
	the supervisor's jurisdiction.		Blecker, B-l-e-c-k-e-r?
123	are supervisor s jurisdiction.	~	Diconoi, D I C C R C I;

1 customer's instructions were, is it fair to say 2 you'd have to look at the customer file to see wh 3 copy with the crossed-out material deleted? 4 A. Okay. 5 M.S. BROWN: Objection. 6 BY MS. CHAITMAN: 7 Q. You remember that? 8 A. I mush have, because I wouldn't have signed 9 something that wasn't in its complete form. 10 Q. Okay. And, in fact, you had signed the 11 Declaration, but crossed out a paragraph 12 A. Yes. 13 Q and sent it to me? 14 A. Yes. 15 Q. And then didn't I resend it to you, 16 unsigned, with that crossed-out paragraph 17 eliminated? 18 MS. BROWN: Objection. 19 THE WITNESS: I would assume so. 20 BY MS. CHAITMAN: 21 Q. Okay. Because you there's no question 12 that you signed the document 23 A. Yes. 24 Q we've marked as Exhibit 2? 25 And it was in this form when you signed it;  Page 107 1 right? 2 MS. BROWN: Objection. 3 THE WITNESS: Excuse me. I must have, 4 but 1 I tell you, 1 don't remember. My mind 5 is not as clear as it should be. 6 BY MS. CHAITMAN: 7 Q. Okay. Looking at Exhibit 14, and if you 8 want, I can just hold it up to you. I'm looking at 9 the second page, which ends in Bates number 54126. 10 Do you see on this form this is for 11 Aaron Blecker. Do you see on this form, thas S'x 12 for profits and dividends and interest, and then 11 Aaron Blecker. Do you see on this form, it has S'x 12 for profits and dividends and interest, and then 11 Aaron Blecker. Do you see on this form, it has S'x 12 for profits and dividends and interest, and then 11 Aron Blecker. Do you see on this form, it has S'x 12 for profits and dividends and interest, and then 11 the operations department. 19 Q. Okay. And was there anyone who would check 20 the work of someone in the operations department to 21 make sure they didn't make a mistake? 22 A. Yes. Probably Annette Bongiorno.	*** CONFI	DENTIAL ***
2 Q. And then do you remember I sent you a clean 3 copy with the crossed-out material deleted? 4 A. Okay. 5 MS. BROWN: Objection. 6 BY MS. CHAITMAN: 7 Q. You remember that? 8 A. I must have, because I wouldn't have signed 9 something that wars't in its complete form. 10 Q. Okay. And, in fact, you had signed the 11 Declaration, but crossed out a paragraph 12 A. Yes. 13 Q and sent it to me? 14 A. Yes. 15 Q. And then didn't I resend it to you, 16 unsigned, with that crossed-out paragraph 17 climinated? 18 MS. BROWN: Objection. 19 THE WITNESS: I would assume so. 20 BY MS. CHAITMAN: 21 Q. Okay. Because you there's no question 22 that you signed the document 22 A. Yes. 23 A. Yes. 24 Q we've marked as Exhibit 2? 25 And it was in this form when you signed it; 26 WS. BROWN: Objection. 3 THE WITNESS: Excuse me. I must have, a bull -1. Itell you, I don't remember. My mind is not as clear as it should be. 6 BY MS. CHAITMAN: 2 MS. BROWN: Objection. 3 THE WITNESS: Excuse me. I must have, a bull -1. Itell you, I don't remember. My mind is not as clear as it should be. 6 BY MS. CHAITMAN: 1 right? 2 MS. BROWN: Objection. 3 THE WITNESS: Excuse me. I must have, a bull -1. Itell you, I don't remember. My mind is not as clear as it should be. 6 BY MS. CHAITMAN: 2 MS. BROWN: Objection. 3 THE WITNESS: Excuse me. I must have, a bull -1. Itell you, I don't remember. My mind is not as clear as it should be. 6 BY MS. CHAITMAN: 7 We can go off the record. I forgot 8 MS. BROWN: Objection. 9 Wann, I can just hold it up to you. I'm looking at 9 the second page, which ends in Bates number 54126. 10 Do you see on this form — this is for 10 Do you see on this form — this is for 10 Do you see on this form — this is for 10 Do you see on this form — this is for 10 Do you see on this form — this is for 10 Do you see on this form — this is for 10 Do you see on this form — this is for 10 Do you see on this form — this is for 10 Do you know who would have crossed this 10 double work of someone in the operations department. 15 User A W	_	
3 the letter from the customer said? 4 A. Okay. 5 MS. BROWN: Objection. 6 BY MS. CHAITMAN: 7 Q. You remember that? 8 A. I must have, because I wouldn't have signed 9 something that wasn't in its complete form. 10 Q. Okay. And, in fact, you had signed the 11 Declaration, but crossed out a paragraph 12 A. Yes. 13 Qand sent it to me? 14 A. Yes. 15 Q. And then didn't I resend it to you, 16 unsigned, with that crossed-out paragraph reliminated? 18 MS. BROWN: Objection. 19 THE WITNESS: I would assume so. 20 BY MS. CHAITMAN: 10 Q. Okay. Because you - there's no question 21 that you signed the document 23 A. Yes. 24 Q we've marked as Exhibit 2? 25 And it was in this form when you signed it; 26 MS. BROWN: Objection. 3 THE WITNESS: Excuse me. I must have, 4 but 1- 1 tell you, I don't remember. My mind 5 is not as clear as it should be. 6 BY MS. CHAITMAN: 2 you were there. 2 MS. BROWN: Objection. 3 THE WITNESS: Excuse me. I must have, 4 but 1- 1 tell you, I don't remember. My mind 5 is not as clear as it should be. 6 BY MS. CHAITMAN: 10 Q. Okay. And, again, if you wanted to know that true? 11 Azon Blecker. Do you see on this form, it has 5's 12 for profits and dividends and interest, and then 13 it's crossed out? 11 A. Okay. Yes. 12 Q. Do Quay. And was there anyone who would check 20 the work of someone in the operations department to 20 make sure they didn't make a mistake? 21 A. Yes. Pobably Annette Bongiorno.		
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6 BY MS. CHAITMAN: 7 Q. You remember that? 8 A. I must have, because I wouldn't have signed 9 something that wasn't in its complete form. 10 Q. Okay. And, in fact, you had signed the 1D Declaration, but crossed out a paragraph 12 A. Yes. 13 Q and sent it to me? 14 A. Yes. 15 Q. And then didn't I resend it to you, 16 unsigned, with that crossed-out paragraph 17 eliminated? 18 MS. BROWN: Objection. 19 THE WITNESS: I would assume so. 20 BY MS. CHAITMAN: 21 Q. Okay. Because you there's no question 22 that you signed the document 22 hat you signed the document 23 A. Yes. 24 Q we've marked as Exhibit 2? 25 And it was in this form when you signed it; 26 BY MS. BROWN: Objection. 3 THE WITNESS: Excuse me. I must have, 4 but I I tell you, I don't remember. My mind 5 is not as clear as it should be. 4 BY MS. DROWN: Objection. 5 BY MS. DROWN: Objection. 6 BY MS. CHAITMAN: 7 Q. Okay. And, in fact, you had signed the didn't I resend it to you, 11 Q. Okay. And, looking at Exhibit 13, on the 11 Air I don't believe so. This 13 signed by the customer; right? 14 A. Yes. 15 Q. Okay. And, again, if you wanted to know 17 what the customer file for a letter from the customer is in the customer file for a letter from the customer file	-	
7 Q. You remember that? 8 A. I must have, because I wouldn't have signed 9 something that wasn't in its complete form. 10 Q. Okay. And, in fact, you had signed the 11 Declaration, but crossed out a paragraph 12 A. Yes. 13 Q. — and sent it to me? 14 A. Yes. 15 Q. And then didn't I resend it to you, 16 unsigned, with that crossed-out paragraph 17 eliminated? 18 MS. BROWN: Objection. 19 THE WITNESS: I would assume so. 20 BY MS. CHAITMAN: 21 Q. Okay. Because you — there's no question 22 that you signed the document 22 A. Yes. 24 Q. — we've marked as Exhibit 2? 25 And it was in this form when you signed it; 26 MS. BROWN: Objection. 3 THE WITNESS: Excuse me. I must have, 4 but I — I tell you, I don't remember. My mind 5 is not as clear as it should be. 4 BW MS. CHAITMAN: 5 Want, I can just hold it up to you. I'm looking at 9 the second page. which ends in Bates number 54126. 10 Do you see on this form this is for 11 Aaron Blecker. Do you see on this form this is for 11 Aaron Blecker. Do you see on this form this is for 11 Aaron Blecker. Do you see on this form this is for 11 Aaron Blecker. Do you see on this form this is for 12 for profits and dividends and interest, and then 13 it's crossed out? 14 A. Okay. Yes. 15 Q. Okay. And, looking at Exhibit 13, on th 12 third page, this is also a document, which is not 13 signed by the customer; right? 16 Q. Okay. And, again, if you wanted to know what the customer file for a letter from th	-	
8 A. I must have, because I wouldn't have signed 9 something that wasn't in its complete form. 10 Q. Okay. And, in fact, you had signed the 11 Declaration, but crossed out a paragraph 12 A. Yes. 13 Q and sent it to me? 14 A. Yes. 15 Q. And then didn't I resend it to you, 16 unsigned, with that crossed-out paragraph 17 eliminated? 18 MS. BROWN: Objection. 19 THE WITNESS: I would assume so. 20 BY MS. CHAITMAN: 21 Q. Okay. Because you there's no question 22 that you signed the document 23 A. Yes. 24 Q we've marked as Exhibit 2? 25 And it was in this form when you signed it; 1 right? 2 MS. BROWN: Objection. 3 THE WITNESS: Excuse me. I must have, 4 but 1 I tell you, I don't remember. My mind 5 is not as clear as it should be. 6 BY MS. CHAITMAN: 7 Q. Okay. I don't remember. My mind 5 is not as clear as it should be. 6 BY MS. CHAITMAN: 7 Q. Okay. I don't remember. My mind 9 the second page, which ends in Bates number 54126. 10 Do you see on this form this is for 11 Aaron Blecker. Do you see on this form, it has S's 12 for profits and dividends and interest, and then 13 it's crossed out? 14 A. Okay. Yes. 15 Q. Okay. And, looking at Exhibit 13, on th 12 third page, this is also a document, which is not 13 signed by the customer; right? 14 A. I I don't believe so. This 15 looks all like internal documents. 16 Q. Okay. And, again, if you wanted to know 17 what the customer's request was, you'd have to 18 in the customer's request was, you'd have to 19 is in't that true? 20 A. Correct. 21 MS. BROWN: Objection. 22 MS. BROWN: Objection. 33 THE WITNESS: Excuse me. I must have, 4 but 1 I tell you, I don't remember. My mind 5 is not as clear as it should be. 6 BY MS. CHAITMAN: (6 (DEPOSITION CONCLUDED AT 11:50 A: (7 (SIGNATURE WAIVED.) (8 (SIGNATURE WAIVED.) (9 (DEPOSITION CONCLUDED AT 11:50 A: (8 (SIGNATURE WAIVED.) (9 (DEPOSITION CONCLUDED AT 11:50 A: (9 (DEPOSITION CONCLUDED AT 11:50 A: (10 (DEPOSITION CONCLUDED AT 11:50 A: (11 (DEPOSITION CONCLUDED AT 11:50 A: (12 (DEPOSITION CONCLUDED AT 11:50		
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10 Q. Okay. And, in fact, you had signed the   11 Declaration, but crossed out a paragraph -   12 A. Yes.   13 Q. — and sent it to me?   14 A. Yes.   15 Q. And then didn't I resend it to you,   16 unsigned, with that crossed-out paragraph   17 eliminated?   18 MS. BROWN: Objection.   19 THE WITNESS: I would assume so.   20 BY MS. CHAITMAN:   21 Q. Okay. Because you — there's no question   22 MS. BROWN: Objection.   22 MS. BROWN: Objection.   23 A. Yes.   24 Q. — we've marked as Exhibit 2?   25 And it was in this form when you signed it;   2	_	
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19 Q. Okay. And was there anyone who would check 20 the work of someone in the operations department to 21 make sure they didn't make a mistake? 22 A. Yes. Probably Annette Bongiorno. 21 22	17 A. No. I would assume it had to be someone in	17
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22 A. Yes. Probably Annette Bongiorno. 22	20 the work of someone in the operations department to	20
	21 make sure they didn't make a mistake?	21
23 O. Okay So she would do it?	22 A. Yes. Probably Annette Bongiorno.	22
25 Q. Sim, 50 site would do it.	23 Q. Okay. So she would do it?	23
24 A. Uh-huh. 24	24 A. Uh-huh.	24
25 Q. Okay. And if you wanted to know what the 25	25 Q. Okay. And if you wanted to know what the	25

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1 STATE OF NORTH CAROLINA	
2 COUNTY OF PERSON	
3	
4 CERTIFICATE OF TRANSCRIPT	
5	
6 I, Lisa A. DeGroat, a Court Reporter and	
7 Notary Public in and for the aforesaid county and	
8 state, do hereby certify that the foregoing	
9 deposition of BERNARD L. MADOFF, was taken by me an	d
	u e
10 reduced to typewriting under my direction; and the	
11 transcript is a true record of the testimony given	
12 by the witness.	
13 I further certify that I am neither attorney	
14 or counsel for, nor related to or employed by any	
15 attorney or counsel employed by the parties hereto	
16 or financially interested in the action.	
This the 16th day of June, 2016.	
18	
19	
20	
21 liss A. Warest	
22	
23 LISA A. DeGROAT	
Registered Professional Reporter	
24 Notary Public #19952760001	
Expiration Date: December 8, 2020	
25	
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